

UNITED STATES BANKRUPTCY COURT
DISTRICT OF UTAH

In re: <u>Clinton Wheeler</u> <u>Tavnia Wheeler</u> Debtor(s).	Case No. <u>09-32738</u> Chapter <u>7</u> Trustee: <u>RUSHTON</u>
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AMENDMENT DECLARATION

Please circle or underline amended material when appropriate.

- PETITION: REOPENING: Yes No ☒ CONVERSION (13 to 7): Yes No
When changing debtor's address, please file separate change of address form.
When amending, please submit the changes/additions only!
- SCHEDULES: A B C D E F ☒ G H I ☒ ☒
Are you changing the address, amounts, etc., or adding a creditor?
Changing Adding ☒ (\$26 amendment fee required for D, E, & F.)
- AMENDED AMOUNTS/TOTALS OF SCHEDULES: _____
- STATEMENT OF AFFAIRS: _____
- AMENDED CHAPTER 13 PLAN: _____

If you have amended schedules D, E, F by adding a creditor, you owe \$26.00 amendment fee. Fee attached _____

If schedules D, E, F were amended but no creditors added or adding a listed creditor's attorney, no fee necessary. No fee attached _____
Reason no fee is attached _____

It is the debtor's responsibility to notify additional creditors by sending a 341 notice and/or Discharge Order to the creditors added to the schedules/matrix.

A certificate of mailing to creditors should be filed with the Clerk's office (see below).

I declare under penalty of perjury that the information provided in this attached amendment is true and correct.

Clinton Wheeler 8-4-2010 Tavnia B Wheeler
Debtor Date Debtor Date 8-4-2010

U.S. Trustee's Office and Trustee in the case supplied copies of amendment(s)? Yes No _____

8-10-10
ATTORNEY FOR DEBTOR(S)

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing was mailed, postage prepaid, to creditors of this estate as follows (please mark the appropriate line(s)):

- ____ 341 Notice to creditors added by this amendment.
____ Discharge Notice to creditors added by this amendment.
____ Amended Chapter 13 Plan to all creditors.

DATED _____

ATTORNEY FOR DEBTOR(S)

FILED
2010 AUG 12 PM 4:01
DISTRICT OF UTAH
UNITED STATES
BANKRUPTCY COURT

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B6 Summary (Official Form 6 - Summary) (12/07)

**United States Bankruptcy Court
District of Utah**

In re **Clinton Kay Wheeler,
Taunia B. Wheeler**

Debtors

Case No. **09-32738**

Chapter **7**

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	708,870.00		
B - Personal Property	Yes	4	11,492.47		
C - Property Claimed as Exempt	Yes	2			
D - Creditors Holding Secured Claims	Yes	2		776,396.32	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	11		139,543.68	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	2			4,410.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			4,410.00
Total Number of Sheets of ALL Schedules		27			
Total Assets			720,362.47		
Total Liabilities				915,940.00	

United States Bankruptcy Court
District of Utah

In re **Clinton Kay Wheeler,**
Taunia B. Wheeler

Debtors

Case No. **09-32738**

Chapter **7**

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	
Student Loan Obligations (from Schedule F)	
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	
TOTAL	

State the following:

Average Income (from Schedule I, Line 16)	
Average Expenses (from Schedule J, Line 18)	
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	

State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column		
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		
4. Total from Schedule F		
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		

B6F (Official Form 6F) (12/07) - Cont.

In re **Clinton Kay Wheeler,
Tania B. Wheeler**Case No. 09-32738

Debtors

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B O R R	Husband, Wife, Joint, or Community		C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	AMOUNT OF CLAIM
		H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.				
Account No. xxxxxxxxxxxx3049 Creditor #: 26 Pay Pal Buyers Credit PO BOX 960080 Orlando, FL 32896		J	2008 Goods and Services				139.70
Account No. Clinton Wheeler Creditor #: 27 Prosper Inc. 5072 N. 300 W. Provo, UT 84604		J	Goods and Services				3,111.12
Account No. xxxxxx0000 Creditor #: 28 Questar Gas Company Po Box 45841 Salt Lake City, UT 84139		J	2008 Goods and Services				207.51
Account No. Express Recovery Services Inc PO Box 26415 Salt Lake City, UT 84126-0415			Representing: Questar Gas Company				Notice Only
Account No. xxxxxxxx x&x (xx-9225,xx-1311) Creditor #: 29 Reinhard Refrigeration 55 East Main Street Duchesne, UT 84021		J	2008 Goods and Services				7,800.00
Sheet no. <u>8</u> of <u>10</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims							Subtotal (Total of this page)
							11,258.33

B6I (Official Form 6I) (12/07)

In re **Clinton Kay Wheeler**
Taunia B. Wheeler

Case No. **09-32738**

Debtor(s)

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDENTS OF DEBTOR AND SPOUSE	
Married	RELATIONSHIP(S):	AGE(S):
	Daughter	15
	Daughter	19
Employment:	DEBTOR	SPOUSE
Occupation	construction	manager/teacher
Name of Employer	Self-employed	Power House Dance Studio, LLC
How long employed	since 1994	Since 2009
Address of Employer	435 North Vernal Avenue Vernal, UT 84078	

INCOME: (Estimate of average or projected monthly income at time case filed)

1. Monthly gross wages, salary, and commissions (Prorate if not paid monthly)
2. Estimate monthly overtime

	DEBTOR	SPOUSE
1.	\$ <u>0.00</u>	\$ <u>0.00</u>
2.	\$ <u>0.00</u>	\$ <u>0.00</u>

3. SUBTOTAL

\$ <u>0.00</u>	\$ <u>0.00</u>
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4. LESS PAYROLL DEDUCTIONS

- a. Payroll taxes and social security
- b. Insurance
- c. Union dues
- d. Other (Specify):

\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

5. SUBTOTAL OF PAYROLL DEDUCTIONS

\$ <u>0.00</u>	\$ <u>0.00</u>
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6. TOTAL NET MONTHLY TAKE HOME PAY

\$ <u>0.00</u>	\$ <u>0.00</u>
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7. Regular income from operation of business or profession or farm (Attach detailed statement)
8. Income from real property
9. Interest and dividends
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above
11. Social security or government assistance (Specify):

\$ <u>2,004.00</u>	\$ <u>2,406.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

12. Pension or retirement income
13. Other monthly income (Specify):

\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

14. SUBTOTAL OF LINES 7 THROUGH 13

\$ <u>2,004.00</u>	\$ <u>2,406.00</u>
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15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)

\$ <u>2,004.00</u>	\$ <u>2,406.00</u>
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16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)

\$ <u>4,410.00</u>	
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(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

In re Clinton Kay Wheeler
Taunia B. Wheeler

Debtor(s)

Case No. 09-32738

CLINTON K. WHEELER CONSTRUCTION
Business Budget

Gross Receipts		\$ 3,700.00
Materials & supplies	\$ 777.00	
Supplies	400.00	
Repairs & maintenance	85.00	
Licensing	55.00	
Liability insurance	192.00	
Vehicle insurance	187.00	
Property taxes	76.00	
Total Expenses		<u>2,072.00</u>
Net Profit		\$ 1,628.00

POWER HOUSE DANCE STUDIO, LLC
Business Budget

Gross Receipts		\$ 6,917.00
Studio Rent	\$3,500.00	
Materials & supplies	\$ 126.00	
Utilities	483.00	
Telephone	304.00	
Advertising	12.00	
Professional fees	23.00	
Vehicle insurance	63.00	
Property taxes	3.00	
Total Expenses		<u>\$4,514.00</u>
Net Profit		\$ 2,403.00

B6J (Official Form 6J) (12/07)

In re **Clinton Kay Wheeler**
Taunia B. WheelerCase No. **09-32738**

Debtor(s)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)	\$	<u>2,000.00</u>
a. Are real estate taxes included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
b. Is property insurance included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
2. Utilities: a. Electricity and heating fuel	\$	<u>225.00</u>
b. Water and sewer	\$	<u>90.00</u>
c. Telephone	\$	<u>95.00</u>
d. Other <u>Cable/Internet</u>	\$	<u>110.00</u>
3. Home maintenance (repairs and upkeep)	\$	<u>70.00</u>
4. Food	\$	<u>550.00</u>
5. Clothing	\$	<u>140.00</u>
6. Laundry and dry cleaning	\$	<u>70.00</u>
7. Medical and dental expenses	\$	<u>200.00</u>
8. Transportation (not including car payments)	\$	<u>275.00</u>
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	<u>100.00</u>
10. Charitable contributions	\$	<u>300.00</u>
11. Insurance (not deducted from wages or included in home mortgage payments)		
a. Homeowner's or renter's	\$	<u>0.00</u>
b. Life	\$	<u>0.00</u>
c. Health	\$	<u>0.00</u>
d. Auto	\$	<u>0.00</u>
e. Other	\$	<u>0.00</u>
12. Taxes (not deducted from wages or included in home mortgage payments)		
(Specify) <u>Vehicle tax and registration</u>	\$	<u>30.00</u>
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)		
a. Auto	\$	<u>0.00</u>
b. Other	\$	<u>0.00</u>
c. Other	\$	<u>0.00</u>
14. Alimony, maintenance, and support paid to others	\$	<u>0.00</u>
15. Payments for support of additional dependents not living at your home	\$	<u>0.00</u>
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	<u>0.00</u>
17. Other <u>Grooming & Toiletries</u>	\$	<u>70.00</u>
Other <u>School Lunches & School Fees</u>	\$	<u>85.00</u>

18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

\$ 4,410.00

19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:

20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of Schedule I	\$	<u>4,410.00</u>
b. Average monthly expenses from Line 18 above	\$	<u>4,410.00</u>
c. Monthly net income (a. minus b.)	\$	<u>0.00</u>

From : Clinton Wheeler
1427 E 500 N
Vernal, Utah 84078

To: Berry and Tripp
FAX # 801-263-2487

Please add the following creditor to Ch 7;

Prosper Inc.
5072 North 300 West
Provo, Utah 84604

Phone.....801-371-0755
Fax.....801-374-2358

Balance due.....\$3111.12

Account name.....Clinton Wheeler